

Mr. Daniel Buckley
Senior Campaign Finance Analyst
Reports Analysis Division
Federal Election Commission
999 E Street, NW
Washington, DC 20463

In RE: National Nurses United for Patient Protection
FEC ID C00490375
30 Day Post-General Report (10/14/10 to 11/22/10)

Dear Mr. Buckley:

This letter is in response to your Request for Additional Information dated February 11, 2011. Your letter raised four areas of concern regarding the Committee's report.

First, you note that the Calendar Year-To-Date Per Election for Office Sought total for Patrick Murphy appears to be incorrect. An issue with the software the Committee used for filing has been discovered and the matter corrected. An amendment to the report corrects this error.

Second, you note that the Committee failed to file a 24-hour notice for certain independent expenditures regarding five candidates that occurred on Sunday, October 31, 2010. The Committee filed all required 24-hour notices regarding independent expenditures that occurred prior to that date, including notices filed on October 31 to report independent expenditures regarding the same five candidates that occurred on Saturday, October 30. However, the Committee misunderstood the schedule for filing 24-hour notices immediately prior to the general election: it believed that the cut-off date of Sunday, October 31 pertained to the last 24-hour notice itself that was due, rather than the occurrence of independent expenditures that would trigger a later final 24-hour notice (on Monday, November 1). This misunderstanding was entirely inadvertent and the failure to file the notice was entirely unintentional. The Committee has now filed the missing notice. You note that the Commission may take further action concerning this matter. We respectfully request that the Commission view this matter as a clerical oversight rather than a potential enforcement matter. Should the matter be referred for further action, however, we request it be referred directly to the Alternative Dispute Resolution Office.

Your third and fourth areas of concern, regarding the reporting of certain independent expenditures opposing Jeff Perry, are related. On 10/19/10 the Committee filed a 24-hour notice showing an expenditure of \$4,948.50 to Campaign Workshop for a direct mailing that opposed Jeff Perry. That notice was correct. On 10/22/10 the Committee filed a second 24-hour notice showing an expenditure to Campaign Workshop in the amount of \$10,040.50, also opposing Jeff Perry. This second notice overstated the actual 10/21/10 independent expenditure of \$4,948.50 for a second direct mailing. All other information on the second notice is correct. The Committee's Post-General Election Report entry that shows \$10,183.00 paid to Campaign Workshop on 10/21/10 is correct because that sum was actually paid on that date. It does not match precisely the total of the two independent expenditure figures (\$9,997.00) because the actual payment also covered a small portion of the expense of an identical, simultaneous mailing to members of the Committee's connected organization, the National Nurses United, which is not an independent expenditure within the meaning of the Act. (We also note that 24-hour reports often report best estimates of costs incurred for independent expenditures, and those estimates often differ from the final, actual costs that are subsequently ascertained and reported on a regular report.). The cash position of the Committee as reported on the Post-General Election Report is also correct.

We are hopeful this response addresses your concerns. Please be in touch should you require additional clarification or information regarding the Committee.

ETEXT ATTACHMENT

Sincerely,

Carolyn Hietamaki